

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Servants – Health Medical and Family Welfare Department – Dr. B.Nageswara Rao, Chief Medical Officer (Retired), formerly working at Municipal Corporation, Vijayawada – Penalty of 15% cut in pension permanently – Awarded – Review Petition – Allowed penalty set aside and further action dropped – Orders – Issued.

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HEALTH, MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O. Rt.No. 132

Dated:27-01-2011.

Read the following:-

- 1) G.O. Ms.No.123, Health, Medical and Family Welfare (VC.I) Department, dated 23-04-2008.
- 2) Review petition filed by Dr. B.Nageswara Rao, Chief Medical Officer (Retd.), dated 10-03-2010 received on 07-10-2010.

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ORDER:

In the G.O. first read above, orders were issued awarding penalty of withholding 15% of pension permanently, on Dr. B.Nageswara Rao, Chief Medical Officer (Retired), Municipal Corporation of Vijayawada for the irregularities in purchase of leather products DWCUA Groups instead of LIDCAP and also for violation of tender procedure in purchasing them.

2. In the reference second read above, Dr. B.Nageswara Rao, Chief Medical Officer (Retd.) has submitted a review petition that though it is a fact that instructions were issued to place the purchase orders with LIDCAP only for leather goods, the fact remain that LIDCAP was unable to supply the required material for the years 2000-01 and 2001-02. As such there was an uproar and agitation from all the groups of employees and also from the Union Organizations. Hence, it became inevitable to find ways to procure required materials of chappals and shoes. Therefore, enquires made with DWCUA Groups existing in the Municipal area of Vijayawada and obtained quotations who were willing to manufacture the required quantity of chappals and shoes. All these facts and difficulties that were being faced in supplying the leather goods by the LIDCAP were putforth before the Municipal Corporation, who was the authority competent to issue sanction order. In these unavoidable circumstances only leather products were purchased from the DWCUA Groups since these organizations were being run by unemployed youth and it was one kind of encouragement to such Groups but not otherwise.

3. The Inquiry Officer also established that the Project Officer, Urban Community Department was contacted to identify the capable groups to manufacture and supply the leather items required and forwarded that applications received from the Groups. The Inquiry Officer also stated that he was not the final authority in the matter. The Inquiry Officer did not find any misappropriation in this case since the goods were purchased very much from the DWCUA Groups and the purchasing authority is the Commissioner and Standing Committee. There is no irregularity much more misappropriation, but the authorities have imposed major punishment of 15% cut in pension on permanent basis, which is unjustified and against natural justice. He has therefore, requested to consider his case and drop further action by reviewing the orders passed in G.O. Ms.No.123, Health, Medical & Family Welfare (VC.I) Department, dated 23-04-2008.

4. Government reviewed the matter carefully once again and it is evident that the contention of Dr.B.Nageswara Rao, does have validity. The DWCUA groups are groups of poor Women living in Urban Schemes promoted by the Government. The Municipality has a responsibility to support them. Therefore, Govt. have decided to allow the appeal petition of Dr.B.Nageswara Rao, Chief Medical Officer (Retired) and set aside the penalty imposed in the reference 1<sup>st</sup> read above.

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5. Accordingly, set aside the penalty imposed in the reference 1<sup>st</sup> read above and further action hereby dropped against Dr. B.Nageswara Rao, Chief Medical Officer (Retired), formerly working at Municipal Corporation, Vijayawada.

6. The Director of Public Health, A.P., Hyderabad shall take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.P.V.RAMESH  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
Dr.B.Nageswara Rao, Chief Medical Officer (Retired),  
formerly at Municipal Corporation of Vijayawada  
(through Director of Public Health, AP, Hyderabad)

Copy to:

The Director of Public Health, AP, Hyderabad.

The District Treasury Officer, Krishna District.

The Municipal Commissioner, Vijayawada.

The P.S. to Minister (HM&FW).

The P.S. to Principal Secretary to Government

Sf/sc.

//FORWARDED::BY ORDER//

SECTION OFFICER